

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION  
No. 5:20-CV-00569-FL

AMANDA McINTOSH SULLIVAN, )  
Plaintiff, )  
 )  
KILOLO KIJAKAZI, ) ORDER APPROVING ATTORNEY  
Acting Commissioner of Social Security, ) FEES PURSUANT TO 42 U.S.C. § 406(b)  
 )  
Defendant. )

Plaintiff's counsel filed a motion for approval of attorney's fees under section 206(b) of the Social Security Act, 42 U.S.C. § 406(b), in the amount of \$3,199. Attorney's fees under section 206(b) are paid from past-due benefits awarded to a successful claimant. 42 U.S.C. § 406(b). Plaintiff has previously been awarded attorney's fees under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412, in the amount of \$2,380.00 but were seized under the Treasury Offset Program.

Defendant filed a response, stating that under *Gisbrecht v. Barnhart*, 535 U.S. 789 (2002), it is the duty of the Court to determine a reasonable fee.

It is ORDERED that Plaintiff's counsel be awarded fees under 42 U.S.C. § 406(b) in the amount of \$3,199.00.

This 9th day of March, 2023.

Louise W. Flanagan  
LOUISE W. FLANAGAN  
United States District Judge